Division Bench

CF 1002

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION [HABEAS CORPUS] NO. 1731 /2007

PETITIONER :- Sudesh Kumar Lala, son of Late Shri Hori Lala Lala, aged about 46 years, Resident of Tendudipa, Behind Railway West Cabin, Raigarh [C.G.].

VERSUS

RESPONDENTS :-

1] State of Chhattisgarh, Through The Home Secretary, D.K.S. Bhawan, Raipur [C.G.].

2] The Superintendent of Police, Raigarh [C.G.].

3] The Station House Officer, City Kotwali, Police Station, Raigarh [C.G.].

4] Sunil Kumar Yadav, S/o Shri Chhedi Lala Yadav, aged 32 years, Occupation – P.C.O. Shop, Resident of: Railway Banglapara, Raigarh [C.G.].

5] Sunish Trivedi S/o K.K. Trivedi, aged about 38 years, R/o Vikas Nagar, near Railway Power House, Kotra Road, Raigarh [C.G.].

6] Deepak Jaiswal S/o Shri Mewa Lala Jaiswal, aged about 30 years, Occupation- Photocopy Shop, Resident of : Behidn Ans Hotel, Dhimrapur Chowk, Raigarh, District Raigarh [C.G.]

7] Anima Vibha Kujur, W/o Shri Deepak Jaiswal, aged about 28 years, Resident of : Behind Ans Hostel Dhimrapur Chowk, Raigarh, District Raigarh [CG]

P.R. No. 1983/07 T.R. Dahire 12/3/07
Prosecution by
dated

RECEIVED-COPY 12/3/07 CLERK to A. G. BILASPUR

OATH COMMISSIONER (S.R. Kaushik) BILASPUR TAHSIL AREA

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

1] PARTICULARS OF THE PETITIONER:-

As given above in the cause title

2] PARTICULARS OF THE RESPONDENTS :-

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक wp(Cr) 1731/07 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	DIVISION BENCH: Hon'ble Mr. L.C. Bhadoo & Hon'ble Mr. Dhirendra Mishra, JJ **10.4.2007** Mr. Gautam Bhaduri, Advocate for the petitioner. Mr. U.N.S. Deo, Govt. Adv. for respondents No.1 to 3. None for other respondents. Ms. Anita Lala present in person along with her counsel Mrs. Hamida Siddique, Advocate. Ms. Anita Lala is identified by Mrs. Hamida Siddique, Advocate. Even, Smt Dani Bai, Shri Sudesh Lala & Pushpa Lala, mother, brother & elder sister respectively of Ms Anita Lala are present in court and they have also identified her. Statement of Anita Lala is recorded in open Court and the same is placed on the record. As per her statement, she is residing in Raigarh on the given address on her own free-will and she is not in confinement or detention of anybody. She has	

FS/246— 2/2007 — 50,000.

XI-HC-22

41

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	further stated that she wants to live at that place only. So far, we are satisfied that Ms. Anita Lala is not in detention of anybody and being a major she understands her welfare, therefore, she is left at her sweet will to go wherever she wants. Mr. Gautam Bhaduri submits that Anita Lala is under the influence of respondent No.5-Sunish Trivedi. Prima-facie from the statement of Anita Lala it appears that she is not under any influence. Even in the court the mother of Anita Lala tried to persuade her to accompany her but she declined to accede her request. Therefore, we are not convinced with the submission made by Mr. Bhaduri, as Anita Lala is not in detention or influence of anyone. In view of the above, the petition stands disposed of. Certified copy as per rules. **Sd/-** **L.C. Bhadoo** **Judge** **Sd/-** **Dhirendra Mishra** **Judge**	

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